THE HON'BLE SRI JUSTICE C.V.RAMULU

WRIT PETITION NO.22363 OF 2006

Date: 27th October 2006

Between:
Eshyam Gopal Goud, s/o Ushanna Goud,
Aged 45 years, r/o 13-89, Amarchintha,
Atmakur Mandal, Mahaboobnagar District.

…. Petitioner.

And

1. The District Collector,
   Civil Supplies Department,
   Mahaboobnagar District and another.

…. Respondents.

* * *

ORDER:

This writ petition is filed seeking a writ of Mandamus declaring action of the respondents in seizing the vehicle bearing registration No. AP 22V 7004, as arbitrary and illegal and consequently to direct the respondents to release the said vehicle in favour of the petitioner.

2. The case of the petitioner is that on 05.9.2006 when the vehicle was transporting goods from Amarachintha to Madannapet, the same was caught hold by the followers of the CPI-Party and handed over to the second respondent. The second respondent seized the stocks and the vehicle in the presence of other authorities.

3. There is no necessity of going into all the details. It would suffice in the facts and circumstances of the case to direct the respondents herein to release the vehicle bearing No. AP 22V 7004 in favour of the petitioner subject to proof of ownership and further subject to condition

petitioner furnishes third party surety bond for an amount of Rs.1,00,000/- (Rupees one lakh only) and on further usual undertaking that he shall not alienate or create any third party encumbrance.

4. With the above directions, the writ petition is allowed. No costs.

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C.V.RAMULU, J.

Date: 27th October 2006.
Note:
Issue CC by 30.10.2006.
//B.O.// BSB